

1	UNITED STATES DISTRICT COURT	
2	DISTRICT OF NEVADA	
3	JAMAL DAMON HENDRIX,	Case No. 3:23-cv-00627-ART-CLB
4	Plaintiff	ORDER
5	v.	
6	GARBRIELA NEJARA, et al.,	
7	Defendants	
8		

9 Plaintiff previously filed an application to proceed *in forma pauperis* and
10 submitted a civil rights complaint under 42 U.S.C. § 1983. (ECF Nos. 1, 1-1.)
11 The Court has not yet screened the complaint.

12 Plaintiff now files a motion for voluntary dismissal. (ECF No. 3.) Under
13 Federal Rule of Civil Procedure 41(a)(1), a plaintiff may dismiss an action without
14 a court order by filing “a notice of dismissal before the opposing party serves
15 either an answer or a motion for summary judgment.” Fed. R. Civ. P.
16 41(a)(1)(A)(i). The Court grants Plaintiff’s motion to voluntarily dismiss this
17 action because no responsive pleading has been filed in this case. As such, the
18 Court dismisses this action without prejudice.

19 For the foregoing reasons, it is ordered that the motion for voluntary
20 dismissal (ECF No. 3) is granted.

21 It is further ordered that this action is dismissed in its entirety without
22 prejudice.

23 It is further ordered that the Clerk of the Court will close the case.

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25 Dated this 8th day of January 2024.

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ANNE R. TRAUM
UNITED STATES DISTRICT JUDGE